

RCE *[Signature]*

**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

**Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

| | |
|------------------------|------------------|
| Application Number | 09/882,621 |
| Filing Date | June 15, 2001 |
| First Named Inventor | Houtzager et al. |
| Art Unit | 1636 |
| Examiner Name | G. Leffers Jr. |
| Attorney Docket Number | 2578-4957US |

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 C.F.R. 1.114**

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. 1.116 previously filed on ____
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on ____
- iii. ☐ Other ____
- b. Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other ____

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. 1.103(c) for a period of ____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. 1.17(i) required)
- b. ☐ Other ____

3. **Fees** The RCE fee under 37 C.F.R. 1.17(e) is required by 37 C.F.R. 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge any deficiency in the following fees, or credit any overpayments, to Deposit Account No. 20-1469
- i. ☒ RCE fee required under 37 C.F.R. 1.17(e)
- ii. ☐ Extension of time fee (37 C.F.R. 1.136 and 1.17)
- iii. ☐ Other ____
- b. ☒ Check in the amount of \$395.00 enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

| | | | |
|--------------------|---------------------|-----------------------------------|---------------|
| Name (Print /Type) | Krista Weber Powell | Registration No. (Attorney/Agent) | 47,867 |
| Signature | <i>[Signature]</i> | Date | June 20, 2005 |

CERTIFICATE OF MAILING

Express Mail Label Number: EL994850017

Date of Deposit: June 20, 2005

Person Making Deposit: Steve Wong

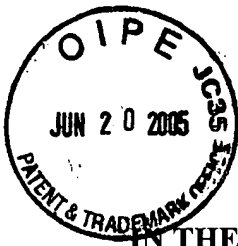
Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Mail Stop RCE, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Houtzager et al.

Serial No.: 09/882,621

Filed: June 15, 2001

For: CHIMAERIC PHAGES

Confirmation No.: 8472

Examiner: G. Leffers Jr.

Group Art Unit: 1636

Attorney Docket No.: 2578-4957US

NOTICE OF EXPRESS MAILING

Express Mail Mailing Label Number: EL994850017US

Date of Deposit with USPS: June 20, 2005

Person making Deposit: Steve Wong

AMENDMENT WITH REQUEST FOR CONTINUED EXAMINATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The following remarks are responsive to the Office Action mailed April 19, 2005 and is filed with a Request for Continued Examination.

Listing of the Claims begins on page 2 of this paper.

Remarks begin on page 9 of this paper.